

State of Illinois 91st General Assembly Final Senate Journal

SENATE

339

SENATE JOURNAL

STATE OF ILLINOIS

NINETY-FIRST GENERAL ASSEMBLY

15TH LEGISLATIVE DAY

WEDNESDAY, MARCH 3, 1999

12:00 O'CLOCK NOON

The Senate met pursuant to adjournment.
Honorable James "Pate" Philip, Wood Dale, Illinois, presiding.
Prayer by Pastor Jamie Allen, Ashland Church of Christ, Ashland, Illinois.
Senator Sieben led the Senate in the Pledge of Allegiance.

Senator Myers moved that reading and approval of the Journals of Wednesday, February 24, 1999, Thursday, February 25, 1999, Friday, February 26, 1999 and Tuesday, March 2, 1999 be postponed pending arrival of the printed Journals.
The motion prevailed.

REPORT RECEIVED

The Secretary placed before the Senate the following report:

A report on the plan to reduce the need for child care outside the home submitted by the Illinois Liquor Control Commission in accordance with Public Act 87-552.

The foregoing report was ordered received and placed on file in

the Secretary's Office.

EXCUSED FROM ATTENDANCE

On motion of Senator Geo-Karis, Senator Hawkinson was excused from attendance due to a death in his family.

REPORTS FROM STANDING COMMITTEES

Senator Sieben, Chairperson of the Committee on Agriculture and Conservation to which was referred **Senate Bills numbered 474, 678, 725 and 751** reported the same back with the recommendation that the

340

JOURNAL OF THE

[Mar. 3, 1999]

bills do pass.

Under the rules, the bills were ordered to a second reading.

Senator Mahar, Chairperson of the Committee on Environment and Energy to which was referred **Senate Bill No. 204** reported the same back with the recommendation that the bill do pass.

Under the rules, the bill was ordered to a second reading.

Senator Hawkinson, Chairperson of the Committee on Judiciary to which was referred **Senate Bills numbered 223, 315, 351, 391, 392, 393, 396, 398, 404, 405, 459, 465, 480, 481, 485, 504, 542, 570, 572, 574, 643, 730, 731 and 753** reported the same back with the recommendation that the bills do pass.

Under the rules, the bills were ordered to a second reading.

Senator Hawkinson, Chairperson of the Committee on Judiciary to which was referred **Senate Bills numbered 26, 48, 242, 254, 394 and 401** reported the same back with amendments having been adopted thereto, with the recommendation that the bills, as amended, do pass.

Under the rules, the bills were ordered to a second reading.

Senator Fawell, Chairperson of the Committee on Transportation to which was referred **Senate Bill No. 740** reported the same back with the recommendation that the bill do pass.

Under the rules, the bill was ordered to a second reading.

Senator Fawell, Chairperson of the Committee on Transportation to which was referred **Senate Bills numbered 217, 276 and 741** reported the same back with amendments having been adopted thereto, with the recommendation that the bills, as amended, do pass.

Under the rules, the bills were ordered to a second reading.

EXCUSED FROM ATTENDANCE

On motion of Senator Demuzio, Senator Smith was excused from attendance due to illness.

INTRODUCTION OF BILLS

SENATE BILL NO. 1200. Introduced by Senators Watson - Clayborne, a bill for AN ACT to amend the Illinois Horse Racing Act of 1975 by changing Section 27.1.

The bill was taken up, read by title a first time, ordered printed and referred to the Committee on Rules.

SENATE BILL NO. 1201. Introduced by Senators Parker - Philip, a bill for AN ACT to amend the Illinois Vehicle Code by changing Sections 18b-101 and 18b-105.

The bill was taken up, read by title a first time, ordered printed and referred to the Committee on Rules.

SENATE BILL NO. 1202. Introduced by Senator Myers, a bill for AN ACT to amend the Counties Code by changing Sections 3-3009 and 3-3010.

The bill was taken up, read by title a first time, ordered printed and referred to the Committee on Rules.

SENATE BILL NO. 1203. Introduced by Senators Weaver - Rauschenberger, a bill for AN ACT to amend the General Obligation

SENATE

341

Bond Act by changing Section 2.

The bill was taken up, read by title a first time, ordered printed and referred to the Committee on Rules.

SENATE BILL NO. 1204. Introduced by Senators Weaver - Rauschenberger, a bill for AN ACT to amend the General Obligation Bond Act by changing Section 2.

The bill was taken up, read by title a first time, ordered printed and referred to the Committee on Rules.

SENATE BILL NO. 1205. Introduced by Senators Weaver - Rauschenberger, a bill for AN ACT to amend the General Obligation Bond Act by changing Section 2.

The bill was taken up, read by title a first time, ordered printed and referred to the Committee on Rules.

SENATE BILL NO. 1206. Introduced by Senators Weaver - Rauschenberger, a bill for AN ACT to amend the General Obligation Bond Act by changing Section 2.

The bill was taken up, read by title a first time, ordered printed and referred to the Committee on Rules.

SENATE BILL NO. 1207. Introduced by Senators Cronin - Philip, a bill for AN ACT concerning the Great Lakes Veteran's Home, amending named Acts.

The bill was taken up, read by title a first time, ordered printed and referred to the Committee on Rules.

REPORT FROM STANDING COMMITTEE

Senator Cronin, Chairperson of the Committee on Education to which was referred **Senate Bills numbered 324, 441, 462, 463 and 464** reported the same back with the recommendation that the bills do pass.

Under the rules, the bills were ordered to a second reading.

Senator Cronin, Chairperson of the Committee on Education to which was referred **Senate Bill No. 549** reported the same back with amendments having been adopted thereto, with the recommendation that the bill, as amended, do pass.

Under the rules, the bill was ordered to a second reading.

REPORTS FROM RULES COMMITTEE

Senator Weaver, Chairperson of the Committee on Rules, reported that the Committee recommends that **Senate Bill No. 412** be re-referred from the Committee on Education to the Committee on Rules.

Senator Weaver, Chairperson of the Committee on Rules, reported that the Committee recommends that **Senate Bill No. 675** be re-referred from the Committee on Local Government to the Committee on Rules.

Senator Weaver, Chairperson of the Committee on Rules, during its March 3, 1999 meeting, reported the following Senate Bills have been assigned to the indicated Standing Committees of the Senate:

Agriculture and Conservation: **Senate Bills numbered 785, 789, 1068, 1070, 1074 and 1199.**

Appropriations: **Senate Bills numbered 637, 905, 985, 1034, 1035,**

1203, 1204, 1205 and 1206.

Commerce and Industry: **Senate Bills numbered 776, 777, 781, 791, 901, 960, 962, 969, 970, 971, 973, 974, 975, 977, 978, 981, 990, 1039 and 1182.**

Education: **Senate Bills numbered 840, 908, 1052, 1053, 1054, 1060, 1075, 1126, 1127, 1133, 1134, 1145, 1160 and 1168.**

Environment and Energy: **Senate Bills numbered 910, 948, 950, 951, 963, 967, 1046, 1076, 1078, 1088 and 1165.**

Executive: **Senate Bills numbered 412, 775, 779, 788, 907, 954, 955, 968, 980, 984, 991, 992, 993, 994, 995, 996, 997, 998, 999, 1000, 1001, 1002, 1003, 1004, 1005, 1006, 1007, 1008, 1009, 1010, 1011, 1012, 1013, 1014, 1015, 1016, 1017, 1018, 1019, 1028, 1033, 1036, 1040, 1045, 1056, 1072, 1079, 1080, 1081, 1084, 1085, 1087, 1089, 1090, 1091, 1092, 1093, 1094, 1095, 1096, 1097, 1098, 1099, 1100, 1101, 1102, 1104, 1163, 1164, 1172, 1180, 1183, 1193, 1194 and 1198.**

Financial Institutions: **Senate Bills numbered 986, 1026 and 1055.**

Insurance and Pensions: **Senate Bills numbered 778, 790, 944, 945, 964, 1020, 1021, 1022, 1024, 1047, 1048, 1049, 1050, 1051, 1103,**

1108, 1115, 1146, 1152, 1162, 1176, 1177, 1178 and 1179.

Judiciary: Senate Bills numbered 675, 784, 904, 911, 947, 961, 982, 1027, 1037, 1038, 1043, 1044, 1057, 1058, 1062, 1064, 1083, 1112, 1119, 1120, 1121, 1122, 1123, 1128, 1132, 1142, 1143, 1147, 1149, 1150, 1157, 1159, 1169 and 1175.

Licensed Activities: Senate Bills numbered 1069 and 1130.

Local Government: Senate Bills numbered 906, 909, 919, 941, 956, 958, 959, 966, 983, 1131, 1137, 1138, 1139, 1140, 1141, 1166, 1171 and 1184.

Public Health and Welfare: Senate Bills numbered 683, 774, 782, 783, 787, 912, 943, 949, 952, 953, 965, 1063, 1065, 1067, 1077, 1106, 1107, 1109, 1110, 1111, 1113, 1114, 1116, 1117, 1124, 1135 and 1181.

Revenue: Senate Bills numbered 780, 900, 902, 903, 913, 946, 957, 979, 1025, 1032, 1066, 1082, 1118, 1144 and 1170.

State Government Operations: Senate Bills numbered 786, 972, 988, 1023, 1029, 1030, 1031, 1041, 1061, 1071, 1105, 1125, 1148, 1154, 1158, 1161, 1173, 1174 and 1207.

Transportation: Senate Bills numbered 976, 987, 989, 1042, 1059, 1073, 1086, 1129, 1136, 1151, 1153, 1155, 1156, 1167 and 1201.

Senator Weaver, Chairperson of the Committee on Rules, during its March 3, 1999 meeting, reported the following Senate Resolutions have been assigned to the indicated Standing Committees of the Senate:

Agriculture and Conservation: Senate Resolution No. 49.

Commerce and Industry: Senate Resolution No. 50.

Education: Senate Resolution No. 43; and Senate Joint Resolution No. 17.

Executive: Senate Resolutions numbered 39, 41 and 48; Senate Joint Resolutions numbered 13, 15 and 16; Senate Joint Resolution Constitutional Amendments numbered 14 and 18.

Financial Institutions: Senate Resolution No. 42.

Transportation: Senate Resolution No. 40.

Senator Weaver, Chairperson of the Committee on Rules, during its March 3, 1999 meeting, reported the following Legislative Measure has been assigned to the indicated Standing Committee of the Senate:

Revenue: Senate Amendment No. 1 to Senate Bill 110.

Senator Weaver, Chairperson of the Committee on Rules, reported

that the following Legislative Measures have been approved for consideration:

Senate Amendment 1 to Senate Bill No. 34

Senate Amendment 1 to Senate Bill No. 109

Senate Amendment 1 to Senate Bill No. 289

Senate Amendment 1 to Senate Bill No. 389

The foregoing floor amendments were placed on the Secretary's Desk.

READING BILLS OF THE SENATE A SECOND TIME

On motion of Senator Fawell, **Senate Bill No. 10** having been printed, was taken up and read by title a second time.

The following amendments were offered in the Committee on Public Health and Welfare, adopted and ordered printed:

AMENDMENT NO. 1

AMENDMENT NO. 1. Amend Senate Bill 10 on page 1, line 21, by changing "long-term" to "long term"; and
on page 2, line 21, by changing "home-like" to "homelike"; and
on page 2, line 25, by changing "half-way" to "halfway"; and
on page 4, lines 1 and 4, by changing "long-term" each time it appears to "long term"; and

on page 4, line 6, by changing "beds" to "and sheltered care beds"; and

on page 4, line 31, by changing "facility" to "facility licensed under the Hospice Program Licensing Act"; and

on page 5, line 10, by changing "application" to "application or pursuant to a license transfer in accordance with Section 50 of this Act"; and

on page 5 by inserting immediately below line 18 the following:

"Licensed health care professional" means a registered professional nurse, an advanced practice nurse, a physician licensed to practice medicine in all its branches, a physician assistant, and a licensed practical nurse."; and

on page 7, line 7, by changing "free standing" to "free-standing"; and

on page 7, lines 28 and 31, by changing "long-term" each time it appears to "long term"; and

on page 8, line 24, by changing "facility" to "facility licensed under the Hospice Program Licensing Act"; and

on page 11, line 18, by changing "performance;" to "performance,"; and

on page 11, line 19, by changing "centered; be data driven;" to "centered, be data driven,"; and

on page 15, line 1, by changing "one year" to "one-year"; and

on page 15, line 31, by changing "turpitude," to "turpitude"; and

on page 18, line 26, by changing "turpitude," to "turpitude"; and

on page 19, line 31, by changing "day" to "date"; and

on page 20 by replacing lines 18 through 33 with the following:

"documenting whether or not the resident took the medication.

For the purpose of this Section, "medication assistance" means reminding residents to take medication, physically assisting residents with the medication as necessary, and documenting that the resident has taken (or refused to take) the medication. Medication assistance shall be under the supervision of a licensed health care professional.

For the purposes of this Section, "medication administration"

refers to a licensed health care professional employed by an establishment engaging in"; and

on page 21 by deleting line 1; and
on page 21 by replacing lines 7 and 8 with the following:
"medication reminders, medication assistance, and medication administration."; and
on page 21 by replacing line 23 with the following:
"her needs and no resident representative residing in the establishment has been appointed to"; and
on page 22, line 14, by changing "licensed" to "qualified licensed"; and
on page 23, line 8, by changing "through" to "and"; and
on page 23, line 34, by changing "(10)" to "(9)"; and
on page 25, line 25, by changing "may" to "shall"; and
on page 30, line 1, by deleting "permanent"; and
on page 30 by replacing lines 28, 29, and 30 with the following:
"request at any time."; and
on page 31, line 3, by changing "Visits" to "Additional visits"; and
on page 31, line 31, by changing "not" to "need not be"; and
on page 33, line 31, by changing "member's" to "members'"; and
on page 34 by replacing lines 9 through 14 with the following:
"(d) The Board shall be provided copies of all administrative rules and changes to administrative rules for review and comment prior to notice being given to the public. If the Board, having been asked for its"; and
on page 35, line 19, by changing "alzheimer" to "Alzheimer"; and
on page 36 by replacing lines 30 through 32 with the following:
"patterns to respond to the needs of residents."; and
on page 37 by replacing lines 5 and 6 with the following:
"provisions of the Illinois Health Facilities Planning Act. An establishment licensed under"; and
on page 55, line 15, by changing "law," to "law".

AMENDMENT NO. 2

AMENDMENT NO. 2. Amend Senate Bill 10 on page 25, line 8, by changing "situations" to "situations as defined in Section 10 of this Act".

There being no further amendments, the foregoing Amendments numbered 1 and 2, were ordered engrossed; and the bill, as amended, was ordered to a third reading.

On motion of Senator Parker, **Senate Bill No. 45** having been printed, was taken up and read by title a second time.

The following amendment was offered in the Committee on Revenue, adopted and ordered printed:

AMENDMENT NO. 1

AMENDMENT NO. 1. Amend Senate Bill 45 by replacing the title with the following:

"AN ACT to amend the Illinois Income Tax Act by changing Sections 507, 507S, and 509."; and

by replacing everything after the enacting clause with the following:

"Section 5. The Illinois Income Tax Act is amended by adding Section 507U and changing Sections 507, 507S, and 509 as follows:

(35 ILCS 5/507) (from Ch. 120, par. 5-507)

Sec. 507. Child Abuse Prevention Fund Checkoff. The Department shall print on its standard individual income tax form a provision indicating that if the taxpayer wishes to contribute to the Child

~~Family Services, codifying its powers and duties, and repealing certain Acts and Sections herein named", approved June 4, 1963, as amended, he or she may do so by stating the amount of such contribution (not less than \$1) on such return and that such contributions will reduce the taxpayer's refund or increase the amount of payment to accompany the return. Failure to remit any amount of increased payment shall reduce the contribution accordingly. This Section shall not apply to an amended return.~~

~~If, on October 1 of any year, the total contributions made pursuant to this Section do not equal \$100,000 or more, the explanations and spaces for designating contributions shall be removed from the individual income tax return forms for the following and all subsequent years and all subsequent contributions to such fund shall be refunded to the taxpayer.~~

(Source: P.A. 86-678.)

(35 ILCS 5/507S)

Sec. 507S. Children's Cancer Fund checkoff. Beginning for taxable year 1999, the Department shall print on its standard individual income tax form a provision indicating that if the taxpayer wishes to contribute to the Children's Cancer Fund, as authorized by this amendatory Act of the 91st General Assembly 1997, he or she may do so by stating the amount of the contribution (not less than \$1) on the return and that the contribution will reduce the taxpayer's refund or increase the amount of payment to accompany the return. Failure to remit any amount of increased payment shall reduce the contribution accordingly. This Section shall not apply to any amended return.

(Source: P.A. 90-171, eff. 7-23-97.)

(35 ILCS 5/509) (from Ch. 120, par. 5-509)

Sec. 509. Tax checkoff explanations. All individual income tax return forms shall contain appropriate explanations and spaces to enable the taxpayers to designate contributions to the Child Abuse Prevention Fund, to the Community Health Center Care Fund, to the Illinois Wildlife Preservation Fund as required by the Illinois Non-Game Wildlife Protection Act, to the Alzheimer's Disease Research Fund as required by the Alzheimer's Disease Research Act, to the Assistance to the Homeless Fund as required by this Act, to the Heritage Preservation Fund as required by the Heritage Preservation Act, to the Child Care Expansion Program Fund as required by the Child Care Expansion Program Act, to the Ryan White AIDS Victims Assistance Fund, to the Assistive Technology for Persons with Disabilities Fund, to the Domestic Violence Shelter and Service Fund, to the United States Olympians Assistance Fund, to the Youth Drug Abuse Prevention Fund, to the Persian Gulf Conflict Veterans Fund, to the Literacy Advancement Fund, to the Ryan White Pediatric and Adult AIDS Fund, to the Illinois Special Olympics Checkoff Fund, to the Breast and Cervical Cancer Research Fund, to the Korean War Memorial Fund, to the Heart Disease Treatment and Prevention Fund, to the Hemophilia Treatment Fund, to the Mental Health Research Fund, to the Children's Cancer Fund, to the American Diabetes Association Fund, to the Women in Military Service Memorial Fund, and to the Meals on

Wheels Fund. Each form shall contain a statement that the contributions will reduce the taxpayer's refund or increase the amount of payment to accompany the return. Failure to remit any amount of increased payment shall reduce the contribution accordingly.

If, on October 1 of any year, the total contributions to any one of the funds made under this Section do not equal \$100,000 or more, the explanations and spaces for designating contributions to the fund shall be removed from the individual income tax return forms for the following and all subsequent years, unless reinstated by law, and all subsequent contributions to the fund while removed from the form

346

JOURNAL OF THE

[Mar. 3, 1999]

shall be refunded to the taxpayer.

(Source: P.A. 89-230, eff. 1-1-96; 89-324, eff. 8-13-95; 90-171, eff. 7-23-97; revised 10-31-98.)

Section 99. Effective date. This Act takes effect upon becoming law."

There being no further amendments, the foregoing Amendment No. 1, was ordered engrossed; and the bill, as amended, was ordered to a third reading.

On motion of Senator O'Malley, **Senate Bill No. 98** having been printed, was taken up and read by title a second time.

The following amendment was offered in the Committee on Financial Institutions, adopted and ordered printed:

AMENDMENT NO. 1

AMENDMENT NO. 1. Amend Senate Bill 98 on page 1, line 11, by changing "~~, provided that~~" to ", provided that a credit union with a neighborhood or community common bond may not relocate its principal place of business outside of its neighborhood or community".

There being no further amendments, the foregoing Amendment No. 1, was ordered engrossed; and the bill, as amended, was ordered to a third reading.

On motion of Senator Peterson, **Senate Bill No. 146** having been printed, was taken up, read by title a second time and ordered to a third reading.

On motion of Senator Rauschenberger, **Senate Bill No. 321** having been printed, was taken up, read by title a second time and ordered to a third reading.

On motion of Senator Donahue, **Senate Bill No. 322** having been printed, was taken up, read by title a second time and ordered to a third reading.

On motion of Senator Parker, **Senate Bill No. 55** having been printed, was taken up, read by title a second time and ordered to a third reading.

At the hour of 12:35 o'clock p.m., Senator Karpier presiding.

SENATE BILLS RECALLED

On motion of Senator Radogno, **Senate Bill No. 34** was recalled from the order of third reading to the order of second reading.

Senator Radogno offered the following amendment and moved its adoption:

AMENDMENT NO. 1

AMENDMENT NO. 1. Amend Senate Bill 34 on page 2, line 3, by replacing "1999" with "2000".

The motion prevailed.

And the amendment was adopted and ordered printed.

There being no further amendments, the foregoing Amendment No. 1 was ordered engrossed; and the bill, as amended, was ordered to a third reading.

SENATE

347

On motion of Senator Rauschenberger, **Senate Bill No. 389** was recalled from the order of third reading to the order of second reading.

Senator Berman offered the following amendment:

AMENDMENT NO. 1

AMENDMENT NO. 1. Amend Senate Bill 389 as follows:
on page 2, line 3, after "appropriation", by inserting "by the General Assembly"; and
on page 2, line 29, after "appropriation", by inserting "by the General Assembly"; and
on page 3, line 10, after "appropriation", by inserting "by the General Assembly".

Senator Rauschenberger moved the adoption of the foregoing amendment.

The motion prevailed.

And the amendment was adopted and ordered printed.

There being no further amendments, the foregoing Amendment No. 1 was ordered engrossed; and the bill, as amended, was ordered to a third reading.

CONSIDERATION OF RESOLUTIONS ON SECRETARY'S DESK

Senator O'Malley moved that **Senate Resolution No. 26**, on the Secretary's Desk, be taken up for immediate consideration.

The motion prevailed.

Senator O'Malley moved that Senate Resolution No. 26, be adopted.

And on that motion a call of the roll was had resulting as follows:

Yeas 51; Nays 1; Present 1.

The following voted in the affirmative:

Bomke	Halvorson	Maitland	Shadid
Bowles	Jacobs	Molaro	Shaw
Burzynski	Jones, E.	Munoz	Sieben
Cronin	Jones, W.	Myers	Sullivan
Cullerton	Karpiel	Noland	Syverson
DeLeo	Klemm	O'Daniel	Trotter
del Valle	Lauzen	O'Malley	Viverito
Demuzio	Lightford	Parker	Walsh, L.
Dillard	Link	Peterson	Walsh, T.
Donahue	Luechtefeld	Petka	Watson
Dudycz	Madigan, L.	Radogno	Weaver
Fawell	Madigan, R.	Rauschenberger	Mr. President
Geo-Karis	Mahar	Rea	

The following voted in the negative:

Silverstein

The following voted present:

Hendon

The motion prevailed.
And the resolution was adopted.

Senator Silverstein asked and obtained unanimous consent for the

348

JOURNAL OF THE

[Mar. 3, 1999]

Journal to reflect his affirmative vote on the adoption of **Senate Resolution No. 26.**

Senator E. Jones moved that **Senate Resolution No. 27**, on the Secretary's Desk, be taken up for immediate consideration.

The motion prevailed.

Senator E. Jones moved that Senate Resolution No. 27, be adopted.

And on that motion a call of the roll was had resulting as follows:

Yeas 55; Nays None.

The following voted in the affirmative:

Berman	Halvorson	Maitland	Shaw
Bomke	Hendon	Molaro	Sieben
Bowles	Jacobs	Munoz	Silverstein
Burzynski	Jones, E.	Myers	Sullivan
Clayborne	Jones, W.	Noland	Syverson
Cronin	Karpiel	Obama	Trotter
Cullerton	Klemm	O'Daniel	Viverito
DeLeo	Lauzen	O'Malley	Walsh, L.
Demuzio	Lightford	Parker	Walsh, T.
Dillard	Link	Peterson	Watson
Donahue	Luechtefeld	Petka	Weaver

Dudycz	Madigan, L.	Radogno	Welch
Fawell	Madigan, R.	Rea	Mr. President
Geo-Karis	Mahar	Shadid	

The motion prevailed.
And the resolution was adopted.

Senator Burzynski moved that **Senate Joint Resolution No. 2**, on the Secretary's Desk, be taken up for immediate consideration.
The motion prevailed.

Senator Burzynski moved that Senate Joint Resolution No. 2, be adopted.

And on that motion a call of the roll was had resulting as follows:

Yeas 56; Nays None.

The following voted in the affirmative:

Berman	Geo-Karis	Maitland	Shadid
Bomke	Halvorson	Molaro	Shaw
Bowles	Hendon	Munoz	Sieben
Burzynski	Jacobs	Myers	Silverstein
Clayborne	Jones, E.	Noland	Sullivan
Cronin	Jones, W.	Obama	Syverson
Cullerton	Karpiel	O'Daniel	Trotter
DeLeo	Klemm	O'Malley	Viverito
del Valle	Lauzen	Parker	Walsh, L.
Demuzio	Link	Peterson	Walsh, T.
Dillard	Luechtefeld	Petka	Watson
Donahue	Madigan, L.	Radogno	Weaver
Dudycz	Madigan, R.	Rauschenberger	Welch
Fawell	Mahar	Rea	Mr. President

The motion prevailed.
And the resolution was adopted.

Ordered that the Secretary inform the House of Representatives thereof, and ask their concurrence therein.

SENATE

349

LEGISLATIVE MEASURE FILED

The following floor amendment to the Senate Bill listed below has been filed with the Secretary, and referred to the Committee on Rules:

Senate Amendment No. 2 to Senate Bill 109

PRESENTATION OF RESOLUTIONS

SENATE RESOLUTION NO. 55

Offered by Senator Link and all Senators:
Mourns the death of Joan Arlene Legat of Waukegan.

SENATE RESOLUTION NO. 56

Offered by Senator O'Malley and all Senators:
Mourns the death of Thomas W. O'Donnell of Chicago.

The foregoing resolutions were referred to the Resolutions Consent Calendar.

Senator del Valle offered the following Senate Joint Resolution, which was referred to the Committee on Rules:

SENATE JOINT RESOLUTION NO. 21

WHEREAS, The Federal Housing Administration (FHA) was created to help people realize the American dream of homeownership and serves a need for those who would otherwise be excluded from the conventional home loan market; and

WHEREAS, The Chicago Area Fair Housing Alliance (CAFHA) has conducted studies which indicate that when FHA lending is concentrated, it has adverse affects; and

WHEREAS, FHA foreclosures have a unique impact on the community due to a regulation by the United States Department of Housing and Urban Development (HUD) that requires that the properties be delivered to HUD vacant in order to make an insurance claim; and

WHEREAS, HUD's inability to move foreclosed properties back into the owner-occupied market contributes to blight and neighborhood decay, and vacant buildings fall prey to scavengers and are many times not adequately secured and often become breeding grounds for crime; and

WHEREAS, FHA procedures for establishing the selling prices and discounts for acquired properties often result in prices on foreclosed properties that are too high to allow for purchase and rehabilitation by homeowners or that discourage rapid sales in slow market areas; and

WHEREAS, There are communities with a disproportionate number of vacant HUD buildings that are not properly maintained by HUD, sometimes over a period of years; and

WHEREAS, FHA does not require pre-purchase home inspections, therefore allowing some unscrupulous realtors to sell defective homes to unsuspecting buyers; therefore, be it

RESOLVED, BY THE SENATE OF THE NINETY-FIRST GENERAL ASSEMBLY OF THE STATE OF ILLINOIS, THE HOUSE OF REPRESENTATIVES CONCURRING HEREIN, that we urge the United States Department of Housing and Urban Development to use its fair housing enforcement authority to create a balance of conventional and FHA lending in all communities, monitor home purchases and lending practices to ensure that FHA lending does not have an adverse impact on any community, improve the targeting and operations of FHA programs, and consider offering an

optional, pre-purchase home inspection program as part of the FHA lending process; and be it further

RESOLVED, That suitable copies of this resolution be forwarded to the Secretary of Housing and Urban Development, the Director of the Federal Housing Administration, and each member of the Illinois Congressional delegation.

At the hour of 12:55 o'clock p.m., on motion of Senator Geo-Karis, the Senate stood adjourned until Thursday, March 4, 1999 at 11:00 o'clock a.m.